

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In regard to the application of: Hanan HERZBERG

Serial No : US Nat'l Phase of PCT/IL2003/000088 Group Art Unit: To be assigned

Filed : Herewith Examiner: Unknown

For : Non-Intrusive Modem Performance Analysis

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Hon. Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully directs the attention of the Examiner to art cited with respect to PCT Application No. PCT/IL2003/000088 of which the current application is a U.S. national application under 35 U.S.C. §371.

The Examiner is respectfully requested to review and consider this art, in accordance with MPEP §2001.06, MPEP §1893.03(e) and MPEP §1893.03(g) and to indicate in the first office action that he has considered this art. Additionally, the Examiner is respectfully requested to cite those prior art publications mentioned in this application which the Examiner considers to be material or relevant to the present claims.

Further, in order to comply with discretionary regulations 37 C.F.R. §1.97 and §1.98, attached is an Equivalent to Form PTO-1449 listing the cited art. This art contains information which the Examiner may consider to be important in deciding whether to allow the present application to issue as a patent.

Applicants wish to point out that items 1, and 2 were cited on the PCT International Search Report. Copies of these items are not attached as they are available in the national stage file.

In accordance with MPEP §609 it is requested that each document cited (including any mentioned in Applicant's specification which is not repeated on the attached PTO-1449 form or equivalent thereof) be given thorough consideration and be cited of record in the prosecution history of the present application by initialing on the PTO-1449 form or its

equivalent, so that it will appear on the face of the patent issuing on the present application, even if the Examiner does not consider it sufficiently pertinent to use in a rejection, or otherwise does not believe that the guidelines for citation have been fully complied with.

The present Information Disclosure Statement is being submitted in compliance with 37 C.F.R. §1.56 as an Examiner might consider any cited document important in deciding whether to allow the application to issue as a patent, but the citation of each document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 C.F.R. §1.104(a), and in the course of such search will review for relevance every document cited on the attached form.

Early and favorable consideration is earnestly solicited.

Respectfully submitted,
Hanan HERZBERG



Maier FENSTER,
Registration No. 41,016

October 14, 2004
William H. Dippert, Esq.
Reed Smith LLP
599 Lexington Avenue, 29th Floor
New York, NY 10022-7650

Tel: (212) 521-5400

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

ATTY DOCKET
370/04183SERIAL NO. 10/511859
US NAT'L OF
PCT/IL2003/000088APPLICANT(S)
Hanan HERZBERGFILING
HerewithGROUP
To be assigned**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	Filing date if appropriate

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	1	WO 01/52439	07/19/2001	PCT				
	2	WO 02/05473	01/17/2002	PCT				

OTHER DOCUMENTS (Including Author, Title, Date Pertinent Pages, Etc.)

EXAMINER**DATE CONSIDERED**

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Equivalent to Form PTO-1449

Patent and Trademark Office*U.S. DEPARTMENT OF COMMERCE

PAGE 1 OF 1